

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

RICHARD CASTELLINI,)	
)	
Plaintiff,)	C.A. No. 05-10220-PBS
)	
v.)	
HARLEY G. LAPPIN (in his)	
official capacity as)	
Director of the Bureau of)	
Prisons),)	
)	
Defendant.)	
)	

DEFENDANT'S MOTION FOR STATUS CONFERENCE

The defendant, Harley G. Lappin, in his official capacity as Director of the Bureau of Prisons (the "BOP"), herein requests a status conference before the Court to clarify the Court's Memorandum and Order dated April 12, 2005. As grounds for this request the defendant states as follows:

1. Richard Castellini's (Castellini) sentence has been stayed by Judge Tauro pending the resolution of Castellini's Temporary Restraining Order and/or Preliminary Injunction (TRO/PI);
2. The BOP has been reviewing its options regarding the Court's Memorandum and Order, and given that Castellini's TRO/PI was not a class action suit, the BOP is unclear as to the scope and breath of the Court's Order;
3. The BOP also wants to discuss some possible options with regard to Castellini's sentence;

WHEREFORE, based on the foregoing the defendant herein requests a status conference with the Court to discuss these issues.

For the Defendant,

By its attorney,

MICHAEL J. SULLIVAN,
United States Attorney

/s/Rayford A. Farquhar
RAYFORD A. FARQUHAR
Assistant U.S. Attorney
1 Courthouse, Suite 9200
Boston, MA 02210
(617) 748-3284

CERTIFICATE OF SERVICE

Suffolk, ss.

Boston, Massachusetts
April 21, 2005

I, Rayford A. Farquhar, Assistant United States Attorney, do hereby certify that I have served a copy of the foregoing upon plaintiff's counsel of record, James C. Rehnquist, Goodwin Procter, LLP., Exchange Place, Boston, MA 02109-2881.

/s/Rayford A. Farquhar
Rayford A. Farquhar
Assistant U.S. Attorney

LOCAL RULE 7.1 CERTIFICATION

On April 21, 2005 I, Rayford A. Farquhar, herein certify that I conferred with James C. Rehnquist, Esq. and he did not oppose the filing of this Motion.

/s/Rayford A. Farquhar
Rayford A. Farquhar
Assistant U.S. Attorney